

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 17, 2009

Signature: _____


Merle Richman

Docket No.: **END001US**
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Brian KELLEHER et al.

Application No.: 10/659,211

Filed: September 9, 2003

For: Device and Method for Endoluminal Therapy

Confirmation No.: 5748

Art Unit: 3763

Examiner: Victoria P. Campbell

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

This is in response to the Office Action dated September 15, 2008.

The pending Claims are listed beginning on page 2 of this paper.

Remarks/Arguments begin on page 17 of this paper.